



IFW 3635

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/884,709	
	Filing Date	06/19/2001	
	First Named Inventor	Timmerman et. al.	
	Art Unit	3635	
	Examiner Name	Y H. Horton	
Total Number of Pages in This Submission	3	Attorney Docket Number	1169.701

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
<div>Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the U.S. Patent Application of:)

Inventor(s): **Timmerman et al.**)

Serial No.: **09/884,709**)

Filed: **6/19/2001**)

Examiner: **Y. M. Horton**)

Art Unit: **3635**)

For: **LATERAL FORCE RESISTING
SYSTEM**)

CERTIFICATE OF MAILING

December 9, 2004

Date of Deposit

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AMENDMENT D

Mail Stop Non-Fee Amendment
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Sir:

Please consider the remarks that follow.

R E M A R K S

Referring to the Office Action mailed September 9, 2004, applicants have carefully studied the Examiner's objections and rejections, and have responded accordingly.

The examiner has objected to the earlier filed amendment under 35 USC 132 as adding new matter. Specifically the examiner objects to "deflection element" in amended claims 1, 3